

EXHIBIT F

From: [Deborah Ostvig](#)
To: [Gigi Gilbert](#); [Michael Kujava](#); [Pam Walker](#)
Subject: RE: Mercado/Metcalf/Greer
Date: Thursday, August 5, 2021 5:27:00 PM

Gigi,

See the docket entries below confirming that August 9, 2021 is the deadline for the MSJs in both Greer and Metcalf. I will not entertain your responses tomorrow, as I too have other deadlines.

Greer [DKT No. 74]

The Court resets the briefing schedule as follows: Defendants' motion for summary judgment is due by 8/9/21; Plaintiffs' response is due by 9/7/21; and Defendants' reply is due by 9/21/21. The Court strikes the status hearing set for 12/14/21 and resets it to 1/26/22 at 9:30 a.m. for ruling on the motion for summary judgment. Mailed notice(rj,)

Metcalf [DKT No. 55]

The Court sets the following briefing schedule on Defendants' summary judgment motion: Defendants' motion for summary judgment is due by 8/9/2021; Plaintiffs' response is due by 9/7/2021; and Defendants' reply is due by 9/21/2021. Status hearing set for 6/9/2021 is stricken and reset to 1/18/2022 at 9:30 AM for ruling.

DEBORAH A. OSTVIG

Partner

Direct:(312) 345-5753

Main: (312) 345-5700

Fax: (312) 619.4877

dostvig@schainbanks.com

SCHAIN BANKS

70 W. Madison Street, Suite 2300-- PLEASE NOTE OUR NEW SUITE #

Chicago, Illinois 60602

www.schainbanks.com

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From: Gigi Gilbert <gigigilbert@gigigilbert.com>
Sent: Thursday, August 5, 2021 5:21 PM
To: Deborah Ostvig <dostvig@schainbanks.com>; Michael Kujawa <mkujawa@schainbanks.com>; Pam Walker <pwalker@schainbanks.com>
Subject: Re: Mercado/Metcalf/Greer

You have delayed the matter by filing the MSJ without following the proper procedures which was **stricken**. I believe the due dates were different but can't verify now because this is due today. I will get you my response before noon tomorrow.

From: Deborah Ostvig <dostvig@schainbanks.com>
Date: Thursday, August 5, 2021 at 5:18 PM
To: Gigi Gilbert <gigigilbert@gigigilbert.com>, Michael Kujawa <mkujawa@schainbanks.com>, Pam Walker <pwalker@schainbanks.com>
Subject: RE: Mercado/Metcalf/Greer

Gigi,

The motions are due on Monday (August 9, 2021). I believe I have more than patient waiting for your responses as I too have other cases and deadlines and understand those pressures. That said, I can't give you any more time. As stated below, there isn't sufficient time to properly negotiate a joint statement of facts. We have not delayed in this matter and are not subject to your schedule, but the Court's. As such, we will proceed as outlined below.

DEBORAH A. OSTVIG

Partner

Direct: (312) 345-5753

Main: (312) 345-5700

Fax: (312) 619.4877

dostvig@schainbanks.com

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From: Gigi Gilbert <gigigilbert@gigigilbert.com>

Sent: Thursday, August 5, 2021 5:03 PM

To: Deborah Ostvig <dostvig@schainbanks.com>; Michael Kujawa <mkujawa@schainbanks.com>; Pam Walker <pwalker@schainbanks.com>

Subject: Re: Mercado/Metcalf/Greer

I am working on those but have a settlement letter due *today* in Rhyme vs. Seiber before Magistrate Cummings. I need additional time...

From: Deborah Ostvig <dostvig@schainbanks.com>

Date: Thursday, August 5, 2021 at 5:00 PM

To: Gigi Gilbert <gigigilbert@gigigilbert.com>, Michael Kujawa <mkujawa@schainbanks.com>, Pam Walker <pwalker@schainbanks.com>

Subject: RE: Mercado/Metcalf/Greer

Gigi,

We still have not received any substance response regarding the Greer and Metcalf Joint Statement of Facts. We are under deadline to file the motions on Monday, August 9, 2021. At this point, if there is any disagreement with the facts as stated, there is not enough time to present any points of disagreement to the Court. As such, I will be filing a statement of material facts and providing a separate declaration as to why we were unable to file a joint statement of material facts to the Court as outlined in Judge Ellis' standing orders.

Best regards,

EXHIBIT F

DEBORAH A. OSTVIG

Partner

Direct:(312) 345-5753

Main: (312) 345-5700

Fax: (312) 619.4877

dostvig@schainbanks.com

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From: Gigi Gilbert <gigigilbert@gigigilbert.com>

Sent: Friday, July 30, 2021 12:06 PM

To: Michael Kujawa <mkujawa@schainbanks.com>; Pam Walker <pwalker@schainbanks.com>;
Deborah Ostvig <dostvig@schainbanks.com>

Subject: Mercado/Metcalf/Greer

Dear counsels,

I need until Monday on all matter. Thank you and stay safe.

Gigi Gilbert
Law Offices of Gigi Gilbert
53 W. Jackson, Suite # 356
Chicago, IL 60604
(312) 554-0000
(312) 554-0015 fax
Attorney No.: 6199394